

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6520 of 1985

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.SHAH

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge? : NO

MANUBHAI OCHHAVLAL TRIVEDI

Versus

SENDHABHAI R RABARI

Appearance:

Petitioners unserved

MR JITENDRA M PATEL for Respondent No. 1, 2, 3, 4, 5

CORAM : MR.JUSTICE M.S.SHAH

Date of decision: 16/08/1999

ORAL JUDGEMENT

Earlier Mr R.V.Desmukh was appearing for the petitioners. Upon his appointment as President of the Gujarat Secondary Education Tribunal, this Court passed an order on 3.3.1999 issuing notice to the petitioners for engaging another advoce. Since petitioners were not served, fresh notice was ordered to be issued to the petiitoners on 5.7.1999 making it returnable on 2.8.1999.

The office papers show that notices could not be served upon the petitioners as petitioners nos.2 and 4 have already expired. Petitioner no.3 is unserved as he is out of India. Petitioner no.1 is not served as he is not found to be residing at village Radhu which was the address given in the cause title and he had shifted to Baroda and Baroda address is not given. In view of the absence of any representation by or on behalf of the petitioners, the petition is dismissed for non prosecution. Rule is discharged. Interim relief granted earlier stands vacated.

(M.S. SHAH, J.)

(mohd)